



Reprinted
February 3, 2004

HOUSE BILL No. 1147

DIGEST OF HB 1147 (Updated February 2, 2004 7:12 pm - DI 84)

Citations Affected: IC 9-18; IC 9-29.

Synopsis: Year of manufacture antique license plates. After December 31, 2005, authorizes a person registering an antique motor vehicle at least 40 years old to display an authentic license plate or a reproduction of an authentic license plate from the model year on the antique motor vehicle. Specifies that the number used on an antique motor vehicle plate may not be reused. Sets a service charge of \$25 for the display of the antique or reproduction plate in addition to the regular registration fees, to be paid to the bureau of motor vehicles. After December 31, 2004, removes certain color and design requirements for antique motor vehicle license plates. Makes conforming changes.

Effective: July 1, 2004.

Crooks, Goodin, Kruse, Stutzman

January 20, 2004, read first time and referred to Committee on Roads and Transportation.
January 29, 2004, amended, reported — Do Pass.
February 2, 2004, read second time, amended, ordered engrossed.

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HB 1147—LS 6916/DI 96+



Reprinted
February 3, 2004

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

HOUSE BILL No. 1147

A BILL FOR AN ACT to amend the Indiana Code concerning
motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-18-2-7 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2004]: Sec. 7. (a) A person who owns a vehicle
3 subject to registration shall register each vehicle owned by the person
4 as follows:

5 (1) A vehicle subject to section 8 of this chapter shall be
6 registered under section 8.

7 (2) A vehicle not subject to section 8 of this chapter or to the
8 International Registration Plan shall be registered before:

9 (A) March 1 of each year; or

10 (B) an earlier date subsequent to January 1 of each year as set
11 by the bureau.

12 (3) School buses owned by a school corporation are exempt from
13 annual registration but are subject to registration under
14 IC 20-9.1-4.

15 (4) Subject to subsection (f), a vehicle subject to the International
16 Registration Plan shall be registered before April 1 of each year.

17 (b) Registrations and re-registrations under this section are for the

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calendar year. Registration and re-registration for school buses owned by a school corporation may be for more than a calendar year.

(c) License plates for a vehicle subject to this section may be displayed during:

- (1) the calendar year for which the vehicle is registered; and
- (2) the period of time:
 - (A) subsequent to the calendar year; and
 - (B) before the date that the vehicle must be re-registered.

(d) **Except as provided in IC 9-18-12-2.5**, a person who owns or operates a vehicle may not operate or permit the operation of a vehicle that:

- (1) is required to be registered under this chapter; and
- (2) has expired license plates.

(e) If a vehicle that is required to be registered under this chapter has:

- (1) been operated on the highways; and
- (2) not been properly registered under this chapter;

the bureau shall, before the vehicle is re-registered, collect the registration fee that the owner of the vehicle would have paid if the vehicle had been properly registered.

(f) The department of state revenue may adopt rules under IC 4-22-2 to issue staggered registration to motor vehicles subject to the International Registration Plan.

SECTION 2. IC 9-18-2-8, AS AMENDED BY P.L.176-2001, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 8. (a) The bureau shall register vehicles under the schedule in this section.

(b) **Except as provided in IC 9-18-12-2.5**, a person who owns a vehicle shall receive a license plate, renewal tag, or other indicia upon registration of the vehicle. The bureau may determine the device required to be displayed.

(c) A corporation shall register, before February 1 of each year, the following vehicles that are owned by the corporation:

- (1) A passenger motor vehicle that is not regularly rented to others for not more than twenty-nine (29) days in the regular course of the corporation's business.
- (2) A recreational vehicle.
- (3) A motorcycle.
- (4) A truck that:
 - (A) is not regularly rented to others for not more than twenty-nine (29) days in the regular course of the corporation's business; and

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- 1 (B) has a declared gross weight of not more than eleven
 2 thousand (11,000) pounds.
- 3 (d) A corporation that owns a:
- 4 (1) passenger motor vehicle; or
- 5 (2) truck that has a declared gross weight of not more than eleven
 6 thousand (11,000) pounds;
- 7 that is regularly rented to others for periods of not more than
 8 twenty-nine (29) days in the regular course of the corporation's
 9 business must register the passenger motor vehicle or truck before
 10 March 1 of each year.
- 11 (e) A person who owns a:
- 12 (1) passenger motor vehicle;
- 13 (2) recreational vehicle;
- 14 (3) motorcycle; or
- 15 (4) truck that has a declared gross weight of not more than eleven
 16 thousand (11,000) pounds;
- 17 that is not subject to the registration requirements under subsection (d)
 18 shall register the passenger motor vehicle, recreational vehicle,
 19 motorcycle, or truck in conformance with the schedule set forth in
 20 subsection (f).
- 21 (f) The following schedule applies to persons who own vehicles that
 22 are required to be registered under subsection (e):
- 23 (1) Persons whose last names begin with the letters A through BE
 24 shall register before February 16 of each year.
- 25 (2) Persons whose last names begin with the letters BF through
 26 BZ shall register before March 1 of each year.
- 27 (3) Persons whose last names begin with the letter C shall register
 28 before March 16 of each year.
- 29 (4) Persons whose last names begin with the letter D shall register
 30 before April 1 of each year.
- 31 (5) Persons whose last names begin with the letters E through F
 32 shall register before April 16 of each year.
- 33 (6) Persons whose last names begin with the letter G shall register
 34 before May 1 of each year.
- 35 (7) Persons whose last names begin with the letters HA through
 36 HN shall register before May 16 of each year.
- 37 (8) Persons whose last names begin with the letters HO through
 38 I shall register before June 1 of each year.
- 39 (9) Persons whose last names begin with the letters J through KM
 40 shall register before June 16 of each year.
- 41 (10) Persons whose last names begin with the letters KN through
 42 L shall register before July 1 of each year.

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(11) Persons whose last names begin with the letters MA through ME shall register before July 16 of each year.

(12) Persons whose last names begin with the letters MF through O shall register before August 1 of each year.

(13) Persons whose last names begin with the letters P through Q shall register before August 16 of each year.

(14) Persons whose last names begin with the letter R shall register before September 1 of each year.

(15) Persons whose last names begin with the letters SA through SN shall register before September 16 of each year.

(16) Persons whose last names begin with the letters SO through T shall register before October 1 of each year.

(17) Persons whose last names begin with the letters U through WK shall register before October 16 of each year.

(18) Persons whose last names begin with the letters WL through Z shall register before November 1 of each year.

(g) A person who owns a vehicle required to be registered under subsection (c), (d), or (e) and who desires to register the vehicle for the first time must apply to the bureau for a registration application form.

The bureau shall do the following:

(1) Administer the registration application form.

(2) Issue the license plate.

(3) Collect the proper registration and service fees in accordance with the procedure established by the bureau.

(h) **Except as provided in IC 9-18-12-2.5**, the bureau shall issue a semipermanent plate under section 30 of this chapter, or:

(1) an annual renewal tag; or

(2) other indicia;

to be affixed on the semipermanent plate.

SECTION 3. IC 9-18-2-27 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 27. (a) Except as provided in ~~subsection~~ **subsections (b) and (c)**, a vehicle required to be registered under this chapter may not be used or operated upon the highways if the motor vehicle displays any of the following:

(1) A registration number belonging to any other vehicle.

(2) A fictitious registration number.

(3) A sign or placard bearing the words "license applied for" or "in transit" or other similar signs.

(b) Any other number may be displayed for any lawful purpose upon a:

(1) motor vehicle;

(2) trailer;

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(3) semitrailer; or
 (4) recreational vehicle;
 in addition to the license plates issued by the bureau under this chapter.

(c) If a vehicle is registered as an antique motor vehicle under IC 9-18-12, an authentic or a reproduction Indiana license plate from the vehicle's model year may be displayed on the vehicle under IC 9-18-12-2.5.

SECTION 4. IC 9-18-2-48 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 48. (a) The commissioner may enter into a contract or an agreement authorizing a person to create and use a reproduction of a license plate issued under this article.

(b) **Except as provided in subsection (d)**, a person may not create or use a reproduction of a license plate issued under this article unless the creation or use of the reproduction is expressly authorized in writing by the commissioner. The commissioner may impose under IC 4-21.5 a civil penalty upon a person who violates this subsection. The amount of a civil penalty imposed under this subsection:

- (1) shall be determined by the commissioner; and
- (2) may not exceed ten thousand dollars (\$10,000).

(c) Money paid to the bureau as:

- (1) compensation to the state under a contract or an agreement entered into under subsection (a); or
- (2) a civil penalty imposed under subsection (b);

shall be collected and deposited according to IC 9-29-1-1.

(d) If a vehicle is registered as an antique motor vehicle under IC 9-18-12, a reproduction of a license plate from the vehicle's model year may be displayed on the vehicle under IC 9-18-12-2.5.

SECTION 5. IC 9-18-12-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 1. (a) An antique motor vehicle must be registered annually.

(b) The bureau may adopt a:

- (1) registration form; and
- (2) certificate of registration;

to implement this chapter.

(c) After December 31, 2005, a person who:

- (1) registers an antique motor vehicle under this chapter; and**
- (2) wishes to display:**

(A) an authentic license plate from the model year of the antique motor vehicle; or

(B) a reproduction of an authentic license plate required during the model year of the antique motor vehicle;

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as set forth in section 2.5 of this chapter;
shall pay the required service charge under IC 9-29-3-18.5.

SECTION 6. IC 9-18-12-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 2. (a) **Except as provided in section 2.5 of this chapter**, the bureau shall issue one (1) license plate to the person who owns an antique motor vehicle that is registered under this chapter.

(b) **This subsection expires December 31, 2004.** A license plate for an antique motor vehicle shall be:

- (1) manufactured of embossed steel; and
- (2) painted a cream color.

(c) **This subsection expires December 31, 2004.** The lettering imprinted on a license plate issued under this chapter shall:

- (1) be painted in red;
- (2) contain:
 - (A) the registration number assigned to the registration certificate by the bureau; and
 - (B) the words "Historic Motor Vehicle, State of Indiana"; and
- (3) indicate the year for which the antique motor vehicle has been registered.

(d) Instead of issuing a new license plate each time that an antique motor vehicle is registered, the bureau may issue to the person who owns the antique motor vehicle a tag or sticker that indicates the year for which the motor vehicle has been registered.

(e) A license plate issued under this chapter shall be securely attached to the rear of an antique motor vehicle.

SECTION 7. IC 9-18-12-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 2.5. (a) **This section applies to an antique motor vehicle that is at least forty (40) years old.**

(b) **After December 31, 2005, a person that registers an antique motor vehicle under this chapter may:**

- (1) furnish; and
- (2) display on the antique motor vehicle;

an Indiana license plate from the model year of the antique motor vehicle.

(c) A license plate furnished and displayed under this section must be either:

- (1) an authentic license plate from the model year of the antique motor vehicle; or
- (2) a reproduction of an authentic license plate required during the model year of the antique motor vehicle that is

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identical to the authentic license plate in material, size, form,
and colors.

(d) Before a license plate is mounted on an antique motor
vehicle under this section, the bureau shall inspect the license plate
to determine if the license plate:

(1) complies with this section; and

(2) is in suitable condition to be displayed.

(e) If an Indiana license plate from the model year of the antique
motor vehicle is displayed on a motor vehicle registered as an
antique motor vehicle under this chapter, the current certificate of
registration of the antique motor vehicle must at all times be kept
in the vehicle and made available for inspection upon the demand
of a law enforcement officer. Notwithstanding IC 9-18-2-21, this
subsection is not satisfied by keeping a reproduction of the
certificate of registration in the vehicle or making a reproduction
of the certificate of registration available for inspection.

(f) The bureau may not register and assign more than one (1)
license plate with the same number under this section.

SECTION 8. IC 9-29-3-18.5 IS ADDED TO THE INDIANA CODE
AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
1, 2004]: Sec. 18.5. Beginning January 1, 2006, the service charge
for the use of:

(1) an authentic license plate from the model year of the
antique motor vehicle; or

(2) a reproduction of an authentic license plate required
during the model year of the antique motor vehicle;
under IC 9-18-12-2.5 is twenty-five dollars (\$25).

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1147, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 5, between lines 28 and 29, begin a new paragraph and insert:

"SECTION 5. IC 9-18-12-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 1. (a) An antique motor vehicle must be registered annually.

(b) The bureau may adopt a:

- (1) registration form; and
- (2) certificate of registration;

to implement this chapter.

(c) After December 31, 2005, a person who:

- (1) registers an antique motor vehicle under this chapter; and
- (2) wishes to display:

(A) an authentic license plate from the model year of the antique motor vehicle; or

(B) a reproduction of an authentic license plate required during the model year of the antique motor vehicle;

as set forth in section 2.5 of this chapter;

shall pay the required service charge under IC 9-29-3-18.5."

Page 6, line 12, delete "A" and insert "This section applies to an antique motor vehicle that is at least forty (40) years old.

(b) After December 31, 2005, a".

Page 6, line 18, delete "(b)" and insert "(c)".

Page 6, line 26, delete "(c)" and insert "(d)".

Page 6, line 31, delete "(d)" and insert "(e)".

Page 6, after line 40, begin a new paragraph and insert:

"SECTION 8. IC 9-29-3-18.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 18.5. Beginning January 1, 2006, the service charge for the use of:

(1) an authentic license plate from the model year of the antique motor vehicle; or

(2) a reproduction of an authentic license plate required during the model year of the antique motor vehicle;

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under IC 9-18-12-2.5 is twenty-five dollars (\$25)."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1147 as introduced.)

RESKE, Chair

Committee Vote: yeas 7, nays 4.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1147 be amended to read as follows:

Page 7, between lines 15 and 16, begin a new paragraph and insert:

"(f) The bureau may not register and assign more than one (1) license plate with the same number under this section."

(Reference is to HB 1147 as printed January 30, 2004.)

RESKE

HOUSE MOTION

Mr. Speaker: I move that House Bill 1147 be amended to read as follows:

Page 6, line 8, after "(b)" insert **"This subsection expires December 31, 2004."**

Page 6, line 11, after "(c)" insert **"This subsection expires December 31, 2004."**

(Reference is to HB 1147 as printed January 30, 2004.)

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